

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Shu Hua Qin,

5 Plaintiff

6 v.

7 William Taylor et al.,

8 Defendants
9

2:15-cv-01075-JAD-VCF

**Order Adopting Report and
Recommendation, Overruling
Objections, and Dismissing Case**

[ECF 2, 5]

10 This is an unlawful detainer/eviction action that pro se defendant, William Taylor, removed
11 to this court from Clark County's Justice Court.¹ Magistrate Judge Cam Ferenbach granted Taylor
12 pauper status and screened the complaint.² He recommends that I dismiss this case with prejudice
13 because this court lacks jurisdiction to hear it: it does not raise a federal question, and it is not an
14 action for more than \$75,000 between citizens of different states.³ Defendant Taylor objects to the
15 magistrate judge's report and recommendation.⁴

16 When a party files specific written objections to a United States magistrate judge's findings
17 and recommendations,⁵ the district court must conduct a de novo review of those portions of the
18 report to which objections are made.⁶ The court may accept, reject, or modify, in whole or in part,
19 the magistrate judge's findings and recommendations.⁷
20

21 ¹ ECF 1-2, 3.

22 ² ECF 2.

23 ³ ECF 2.

24 ⁴ ECF 5, 8.

25 ⁵ 28 U.S.C. § 636(b); LR. IB 3-2.

26 ⁶ *Id.*

27 ⁷ *Id.*
28

1 In his objection, Taylor offers only conclusory and generalized statements about this court's
2 jurisdiction under Article III of the Constitution, an alphabet soup of statutory provisions, and a
3 handful of inapplicable cases.⁸ He has not demonstrated that the facts and claims presented by this
4 local landlord-tenant dispute trigger the limited jurisdiction of this court. And having reviewed
5 Magistrate Judge Ferenbach's report and recommendation de novo, I agree with his findings and
6 conclusions and adopt his recommendation, except that I believe this action should be dismissed
7 without prejudice to the parties' ability to litigate it in the justice court whence it was removed.
8 Taylor's objections do nothing to change my opinion.

9 Accordingly, with good cause appearing and no reason for delay, it is hereby ORDERED,
10 ADJUDGED, AND DECREED that:

- 11 • Magistrate Judge Ferenbach's report and recommendation [ECF 2] is **ADOPTED**
12 consistent with this opinion;
- 13 • Taylor's objections [ECF 5] are **OVERRULED**;
- 14 • **This case is DISMISSED** without prejudice to its refiling in the Justice Court
15 whence it was removed; and
- 16 • The Clerk of Court is directed to **CLOSE THIS CASE**.

17 DATED January 19, 2016.

18 
19 Jennifer A. Dorsey
20 United States District Judge
21
22
23
24
25
26
27

28 ⁸ ECF 5.